

DIAGEO NORTH AMERICA, INC. v. MEXCOR, INC. and EJMV INVESTMENTS, LLC

Case No. 4:13-cv-856 (DH) (SWS)

**Exhibit 14 to Diageo North America,
Inc.'s Motion For Summary Judgment
As To Its Trademark Infringement,
Unfair Competition, And False
Designation Of Origin Claims**

United States Patent Office

635,313
Registered Oct. 2, 1956

PRINCIPAL REGISTER Trademark

Ser. No. 448, filed Jan. 10, 1956

Crown Royal

Joseph E. Seagram & Sons Limited (Canadian corporation)
1430 Peel St.
Montreal, Quebec, Canada

For: ALCOHOLIC LIQUORS—NAMELY, WHISKY—
KEY—in CLASS 49.
First use Jan. 11, 1954; in commerce Jan. 11, 1954.

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

REGISTRATION NO: 0635313 SERIAL NO: 72/000448 MAILING DATE: 10/14/2006
REGISTRATION DATE: 10/02/1956
MARK: CROWN ROYAL
REGISTRATION OWNER: Diageo North America, Inc.

CORRESPONDENCE ADDRESS:

Dana M Gilland
Diageo North America, Inc.
801 Main Avenue
Norwalk CT 06851

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF RENEWAL

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1059.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
049.

GRANATA, SHARON D
PARALEGAL SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION
CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION
ORIGINAL

DIAG254499

REQUIREMENTS FOR MAINTAINING A FEDERAL TRADEMARK REGISTRATION

I) SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. Sec. 1058, at the end of each successive 10-year period following the date of registration.

Failure to file the Section 8 Affidavit will result in the cancellation of the registration.

II) SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. Sec. 1059, at the end of each successive 10-year period following the date of registration.

Failure to file the Application for Renewal will result in the expiration of the registration.

NO FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS WILL BE SENT TO THE REGISTRANT BY THE PATENT AND TRADEMARK OFFICE. IT IS RECOMMENDED THAT THE REGISTRANT CONTACT THE PATENT AND TRADEMARK OFFICE APPROXIMATELY ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.

PTA Form 9423aRev 5/25/05
 CUBS No. 0651-0855 (Exp 10/31/2005)

Combined Declaration of Use In Commerce & Application For Renewal of Registration of A Mark Under Sections 8 & 9

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	0635313
REGISTRATION DATE	10/02/1956
SERIAL NUMBER	72000448
MARK SECTION	
MARK	CROWN ROYAL (stylized and/or with design)
OWNER SECTION (current)	
NAME	SEAGRAM COMPANY LTD., THE
STREET	801 Main Ave
CITY	Norwalk
STATE	CT
ZIP/POSTAL CODE	06851
COUNTRY	US
OWNER SECTION (proposed)	
NAME	Diageo North America, Inc.
STREET	801 Main Ave
CITY	Norwalk
STATE	Connecticut
ZIP/POSTAL CODE	06851
COUNTRY	United States
ATTORNEY SECTION	
NAME	Dana M Gilland and Steven Rosenthal
FIRM NAME	Diageo North America, Inc.
STREET	801 Main Avenue

DIAG254501

CITY	Norwalk
STATE	Connecticut
ZIP/POSTAL CODE	06851
COUNTRY	United States
EMAIL	trademarks@diageo.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET NUMBERS	CRWN-0016-US
OTHER APPOINTED ATTORNEY(S)	Elliot Basner, Jennifer Millones, Graceann Pisano
DESIGN MARK FILE NAME(S)	http://tess2.uspto.gov/ImageAgent/ImageAgentProxy?getImage=72000448
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	033
KEEP EXISTING GOODS AND/OR SERVICES	YES
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT4\IMAGEOUT4\720\004\72000448\xml\1\S8 90002.JPG
SPECIMEN DESCRIPTION	picture of bottle
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	500
TOTAL AMOUNT	500
SIGNATURE SECTION	
SIGNATURE	/Steven M Rosenthal/
SIGNATORY NAME	Steven M Rosenthal
SIGNATORY DATE	08/02/2006
SIGNATORY POSITION	Attorney for Applicant
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Wed Aug 02 11:04:51 EDT 2006
	USPTO/S08N09-129333943-20 060802110451230904-063531

TEAS STAMP

3-20039d5e634202c59de8280
faf0727bf233-DA-1221-2006
0802104912428110

DIAG254503

UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20503

**Combined Declaration of Use In Commerce & Application For Renewal of
Registration of A Mark Under Sections 8 & 9
To the Commissioner for Trademarks:**

REGISTRATION NUMBER: 0635313

REGISTRATION DATE: 10/02/1956

MARK: CROWN ROYAL (stylized and/or with design)

The owner, Diageo North America, Inc., residing at 801 Main Ave, Norwalk, Connecticut United States 06851, is using the mark in commerce on or in connection with the goods and /or services as follows:

For International Class 033, the owner is using or is using through a related company or licensee the mark in commerce on or in connection with all goods and/or services listed in the existing registration.

The owner is submitting one specimen for each class showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services , consisting of a(n) picture of bottle.
Specimen-1

The registrant hereby appoints Dana M Gilland and Steven Rosenthal and Elliot Basner, Jennifer Millones, Graceann Pisano of Diageo North America, Inc., 801 Main Avenue, Norwalk, Connecticut United States 06851 to submit this Combined Declaration of Use In Commerce & Application For Renewal of Registration of A Mark Under Sections 8 & 9 on behalf of the registrant. The attorney docket/reference number is CRWN-0016-US.

A fee payment in the amount of \$500 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

Section 8: Declaration of Use in Commerce

The owner is using or is using through a related company or licensee the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

Section 9: Application for Renewal

The registrant requests that the registration be renewed for the goods and/or services identified above.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

DIAG254504

Signature: /Steven M Rosenthal/ Date: 08/02/2006

Signatory's Name: Steven M Rosenthal

Signatory's Position: Attorney for Applicant

Mailing Address:

Diageo North America, Inc.

801 Main Avenue

Norwalk, Connecticut 06851

RAM Sale Number: 1221

RAM Accounting Date: 08/02/2006

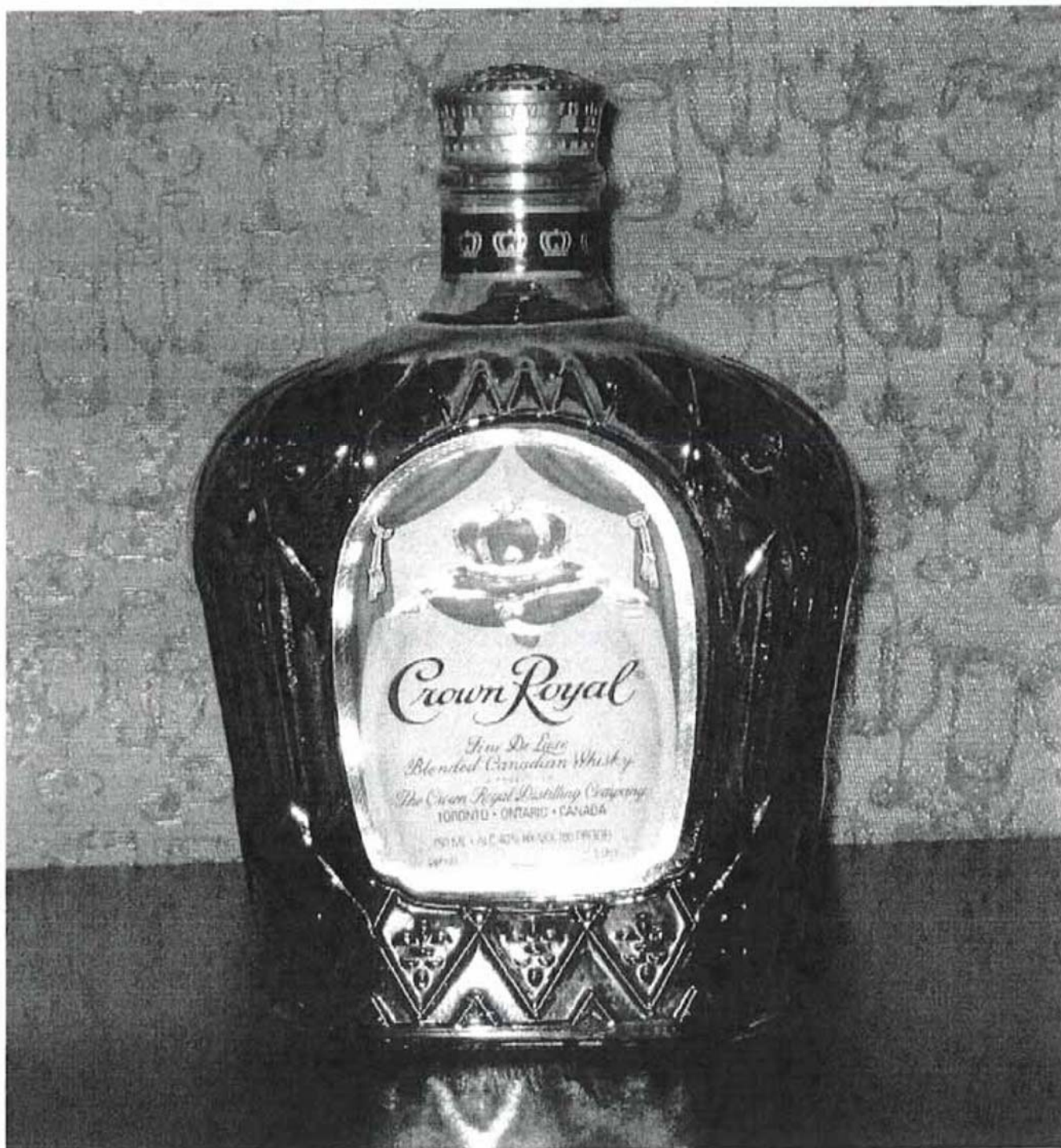
Serial Number: 72000448

Internet Transmission Date: Wed Aug 02 11:04:51 EDT 2006

TEAS Stamp: USPTO/S08N09-129333943-20060802110451230

904-0635313-20039d5e634202c59de8280faf07

27bf233-DA-1221-20060802104912428110



ROUTING SHEET TO POST REGISTRATION (PRU)**Registration Number:** 0635313**Serial Number:** 72000448**RAM Sale Number:** 1221**RAM Accounting Date:** 20060802**Total Fees:** \$500

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
§8 affidavit	7205	20060802	\$100	1	\$100
Application for Renewal (§9)	7201	20060802	\$400	1	\$400

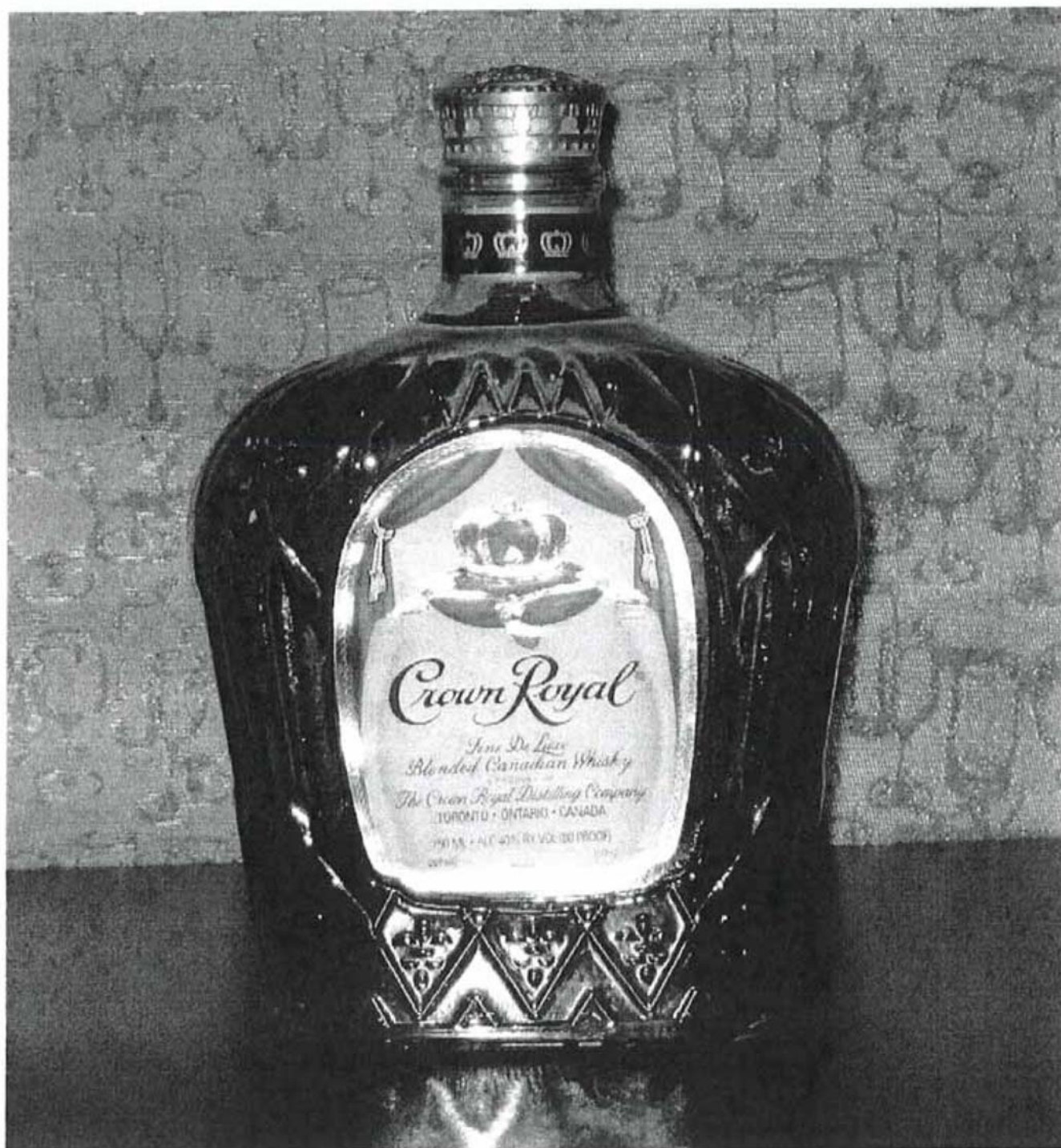
Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICS (AM-FLG-IN-TICS): False

Transaction Date: 20060802

DIAG254507



DIAG254508



Int. Cl.: 33

Prior U.S. Cl.: 49

United States Patent and Trademark Office **Reg. No. 1,724,742**
Registered Oct. 13, 1992

**TRADEMARK
PRINCIPAL REGISTER**



JOSEPH E. SEAGRAM & SONS, LIMITED
(CANADA CORPORATION)
1430 PEEL STREET
MONTREAL, QUEBEC, CANADA H3A 1S9

FOR: WHISKY, IN CLASS 33 (U.S. CL. 49).
FIRST USE 10-1-1991; IN COMMERCE
10-1-1991.

OWNER OF U.S. REG. NOS. 635,313, 635,314,
AND 635,315.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "SPECIAL RESERVE", APART
FROM THE MARK AS SHOWN.

SN 74-166,801, FILED 5-15-1991.

DONNA MIRMAN, EXAMINING ATTORNEY

The United States of America



Nº 1724742

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

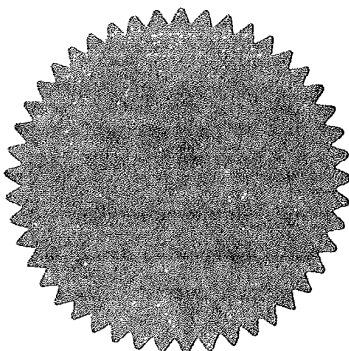
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, as amended, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for TEN years unless sooner terminated as provided by law.



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this thirteenth day of October 1992.

A handwritten signature in cursive script, reading "Douglas S. Long".

Acting Commissioner of Patents and Trademarks

NOTICE

This Registration will be canceled by the Commissioner of Patents and Trademarks at the end of six years following the date of registration, unless within one year next preceding the expiration of such six years, the registrant files in the Patent and Trademark Office an affidavit showing that said mark is in use in Commerce or showing that its nonuse is due to special circumstances which excuse such nonuse and is not due to any intention to abandon the mark. A fee of \$100.00 for each class must accompany the affidavit.

CRWN-DD11-US

Box 44



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
OFFICE OF ASSISTANT COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, Virginia 22202-3513

REGISTRATION NO: 1724742 SERIAL NO: 74166801 MAILING DATE: 02/01/2003
REGISTRATION DATE: 10/13/1992
MARK: CR CROWN ROYAL SPECIAL RESERVE AND DESIG
REGISTRATION OWNER: DIAGEO NORTH AMERICA, INC.
CORRESPONDENCE ADDRESS:

CAROLE R. KLEIN, ESQ.
MORGAN, LEWIS & BOCKIUS LLP
ATTN: TMSU
1111 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, DC 20004

RECEIVED

FEB 10 2003

MORGAN, LEWIS & BOCKIUS LLP
TMSU

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF RENEWAL

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
033.

LATHAM, DANA D
PARALEGAL SPECIALIST
POST-REGISTRATION DIVISION
(703)308-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION
CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION

ORIGINAL

TMLT6 (9/99)

DOCKETED

By AAV On 2/14/03

The United States of America



CERTIFICATE OF REGISTRATION
PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office, that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks, and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are a part of this certificate.

This registration shall remain in force for TEN (10) years, unless terminated earlier as provided by law, and subject to compliance with the provisions of Section 8 of the Trademark Act of 1946, as Amended.



Bence Lehman

Commissioner of Patents and Trademarks

Int. Cl.: 33

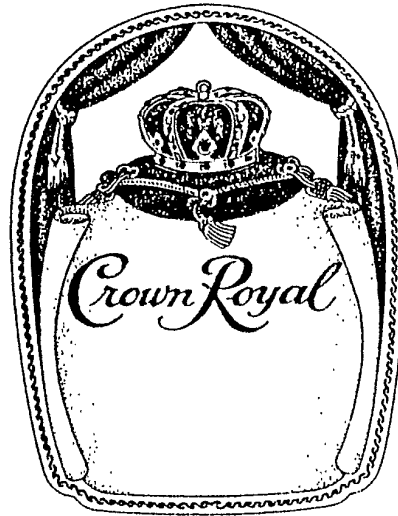
Prior U.S. Cls.: 47 and 49

Reg. No. 2,094,877

United States Patent and Trademark Office

Registered Sep. 9, 1997

**TRADEMARK
PRINCIPAL REGISTER**



SEAGRAM COMPANY LTD., THE (CANADA
CORPORATION)
1430 PEEL STREET
MONTREAL, QUEBEC, CANADA H3A 1S9

OWNER OF U.S. REG. NOS. 635,313, 1,724,742
AND OTHERS.

THE STIPPLING IS A FEATURE OF THE
MARK AND DOES NOT INDICATE COLOR.

FOR: WHISKY, IN CLASS 33 (U.S. CLS. 47
AND 49).

SER. NO. 75-150,924, FILED 8-15-1996.

FIRST USE 1-11-1954; IN COMMERCE
1-11-1954.

ROBERT LORENZO, EXAMINING ATTORNEY

Maintenance Requirements

Section 8: This registration will be cancelled after six (6) years by the Commissioner of Patents and Trademarks, *UNLESS, before the end of the sixth year following the date of registration shown on this certificate*, the registrant files in the U.S. Patent and Trademark Office an affidavit of continued use as required by Section 8 of the Trademark Act of 1946, 15 U.S.C. §1058, as Amended. **It is recommended that the Registrant contact the Patent and Trademark Office approximately five years after the date shown on this registration to determine the requirements and fees for filing a Section 8 affidavit that are in effect at that time.** Currently a fee and a specimen showing how the mark is used in commerce are required for *each* international class of goods and/or services identified in the certificate of registration and both must be enclosed with the affidavit.

Section 9: This registration will expire by law after ten (10) years, *UNLESS, before the end of the tenth year following the date of registration shown on this certificate*, the registrant files in the U.S. Patent and Trademark Office an application for renewal of the registration as required by Section 9 of the Trademark Act of 1946, 15 U.S.C. §1059, as Amended. **It is recommended that the Registrant contact the Patent and Trademark Office approximately nine years after the date shown on this registration to determine the requirements and fees for filing a Section 9 application for renewal that are in effect at that time.** Currently a fee and a specimen showing how the mark is used in commerce are required for *each* international class of goods and/or services identified in the certificate of registration and both must be enclosed with the application for renewal.



Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514
www.uspto.gov

REGISTRATION NO: 2094877 SERIAL NO: 75/150924 MAILING DATE: 11/05/2003
REGISTRATION DATE: 09/09/1997
MARK: CROWN ROYAL AND DESIGN
REGISTRATION OWNER: DIAGEO NORTH AMERICA, INC.

CORRESPONDENCE ADDRESS:
DANA M. GILLAND
DIAGEO NORTH AMERICA, INC.
SIX LANDMARK SQUARE
STAMFORD, CT 10603

RECEIVED
NOV 17 2003
LEGAL DEPT.

CRWN-~~XXXX~~7-US

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(1)

THE COMBINED AFFIDAVIT FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF ACKNOWLEDGEMENT

15 U.S.C. Sec. 1065

THE AFFIDAVIT FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 15 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1065.

ACCORDINGLY, THE SECTION 15 AFFIDAVIT IS ACKNOWLEDGED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
033.

STEVENS, VALERETA
PARALEGAL SPECIALIST
POST-REGISTRATION DIVISION
(703)308-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION
CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION

ORIGINAL

TMLT4A (3/2003)

CONFIDENTIAL

DIAG265242

Int. Cl.: 33

Prior U.S. Cls.: 47 and 49

United States Patent and Trademark Office

Reg. No. 2,851,028

Registered June 8, 2004

**TRADEMARK
PRINCIPAL REGISTER**

CROWN ROYAL

DIAGHO NORTH AMERICA, INC. (CONNECTI-
CUT CORPORATION)
SIX LANDMARK SQUARE
STAMFORD, CT 06901

OWNER OF U.S. REG. NOS. 635,313 AND 2,094,877.

FOR: ALCOHOLIC BEVERAGES NAMELY WHIS-
KEY, IN CLASS 33 (U.S. CLS. 47 AND 49).

SER. NO. 78-271,313, FILED 7-8-2003.

FIRST USE 0-0-1964; IN COMMERCE 0-0-1964.

PAUL F. GAST, EXAMINING ATTORNEY

Side - 1



**NOTICE OF ACCEPTANCE AND
ACKNOWLEDGEMENT OF §§8 & 15
DECLARATION
MAILING DATE: Aug 30, 2009**

The combined declaration of use and incontestability filed in connection with the registration identified below meets the requirements of Sections 8 and 15 of the Trademark Act, 15 U.S.C. §1058 and 1065. The combined declaration is accepted and acknowledged. The registration remains in force.

For further information about this notice, visit our website at: <http://www.uspto.gov>. To review information regarding the referenced registration, go to <http://tarr.uspto.gov>.

REG NUMBER: 2851028
MARK: CROWN ROYAL
OWNER: Diageo North America, Inc.

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS
MAIL
U.S POSTAGE
PAID

Jennifer J. Millones
Diageo North America, Inc.
801 Main Ave
Norwalk, CT 06851



**NOTICE OF ACCEPTANCE AND
ACKNOWLEDGEMENT OF §§8 & 15
DECLARATION**

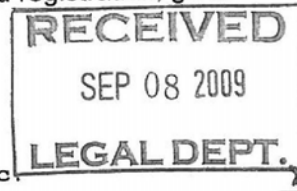
MAILING DATE: Aug 30, 2009

CRWN-0001-US 9.33

The combined declaration of use and incontestability filed in connection with the registration identified below meets the requirements of Sections 8 and 15 of the Trademark Act, 15 U.S.C. §1058 and 1065. The combined declaration is accepted and acknowledged. The registration remains in force.

For further information about this notice, visit our website at: <http://www.uspto.gov>.
To review information regarding the referenced registration, go to
<http://tarr.uspto.gov/>.

REG NUMBER: 2851028
MARK: CROWN ROYAL
OWNER: Diageo North America, Inc.



The United States of America



**CERTIFICATE OF REGISTRATION
PRINCIPAL REGISTER**

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the United States Patent and Trademark Office; and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are part of this certificate.

To avoid CANCELLATION of the registration, the owner of the registration must submit a declaration of continued use or excusable non-use between the fifth and sixth years after the registration date. (See next page for more information.) Assuming such a declaration is properly filed, the registration will remain in force for ten (10) years, unless terminated by an order of the Commissioner for Trademarks or a federal court. (See next page for information on maintenance requirements for successive ten-year periods.)



Jon W. I. Dudas

Director of the United States Patent and Trademark Office

Int. Cl.: 33

Prior U.S. Cls.: 47 and 49

Reg. No. 3,020,295

United States Patent and Trademark Office

Registered Nov. 29, 2005

**TRADEMARK
PRINCIPAL REGISTER**



DIAGEO NORTH AMERICA, INC. (CONNECTI-
CUT CORPORATION)
801 MAIN AVE
NORWALK, CT 06851

OWNER OF U.S. REG. NO. 2,879,432.

FOR: ALCOHOLIC BEVERAGES, NAMELY, DIS-
TILLED SPIRITS, IN CLASS 33 (U.S. CLS. 47 AND 49).

THE MARK CONSISTS OF A BOTTLE DESIGN
WITH A LABEL DESIGN.

SER. NO. 78-469,755, FILED 8-18-2004.

FIRST USE 0-0-1964; IN COMMERCE 0-0-1964.

CAROLINE WOOD, EXAMINING ATTORNEY

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, January 10, 2012 11:00 PM
To: trademarks@diageo.com
Subject: Trademark RN 3020295: Official Notice of Acceptance and Acknowledgement under Sections 8 and 15 of the Trademark Act

Serial Number: 78469755
Registration Number: 3020295
Registration Date: Nov 29, 2005
Mark: CROWN ROYAL(STYLIZED/DESIGN)
Owner: Diageo North America, Inc.

Jan 10, 2012

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. **The Section 8 declaration is accepted.**

NOTICE OF ACKNOWLEDGEMENT UNDER SECTION 15

The declaration of incontestability filed for the above-identified registration meets the requirements of Section 15 of the Trademark Act, 15 U.S.C. §1065. **The Section 15 declaration is acknowledged.**

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
033

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION

WARNING: Your registration will be canceled if you do not file the documents below during the specified time periods.

Requirements in the First Ten Years

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date. See 15 U.S.C. §§1058 and 1059.

Requirements in Successive Ten-Year Periods

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058 and 1059.

Grace Period Filings

The above documents will be considered as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

*****The USPTO WILL NOT SEND ANY FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS. THE REGISTRANT SHOULD CONTACT THE USPTO ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.*****

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=78469755>.

NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

From: TMOfficialNotices@USPTO.GOV
Sent: Tuesday, January 10, 2012 11:01 PM
To: Trademarks
Subject: Trademark RN 3020295: Official Notice of Acceptance and Acknowledgement under Sections 8 and 15 of the Trademark Act

Serial Number: 78469755
Registration Number: 3020295
Registration Date: Nov 29, 2005
Mark: CROWN ROYAL(STYLIZED/DESIGN)
Owner: Diageo North America, Inc.

Jan 10, 2012

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. The Section 8 declaration is accepted.

NOTICE OF ACKNOWLEDGEMENT UNDER SECTION 15

The declaration of incontestability filed for the above-identified registration meets the requirements of Section 15 of the Trademark Act, 15 U.S.C. §1065. The Section 15 declaration is acknowledged.

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
033

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION

WARNING: Your registration will be canceled if you do not file the documents below during the specified time periods.

Requirements in the First Ten Years

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date. See 15 U.S.C. §§1058 and 1059.

Requirements in Successive Ten-Year Periods

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058 and 1059.

Grace Period Filings

The above documents will be considered as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The USPTO WILL NOT SEND ANY FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS. THE REGISTRANT SHOULD CONTACT THE USPTO ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=78469755>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

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<http://www.diageo.com>

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 3,096,261

United States Patent and Trademark Office

Registered May 23, 2006

**TRADEMARK
PRINCIPAL REGISTER**

CROWN ROYAL

DIAGEO NORTH AMERICA, INC. (CONNECTI-
CUT CORPORATION)
801 MAIN AVE
NORWALK, CT 06851

OWNER OF U.S. REG. NOS. 635,313, 1,724,742,
AND 2,094,877.

FOR: ARTICLES OF CLOTHING, NAMELY,
JACKETS, CAPS, PULLOVERS, SHIRTS, T-SHIRTS,
IN CLASS 25 (U.S. CLS. 22 AND 39).

SN 78-118,445, FILED 3-29-2002.

FIRST USE 0-0-1989; IN COMMERCE 0-0-1989.

DORITT L. CARROLL, EXAMINING ATTORNEY

From: TMOOfficialNotices@USPTO.GOV
Sent: Saturday, May 19, 2012 11:01 PM
To: gina.vendittelli@diageo.com
Subject: Trademark RN 3096261: Official Notice of Acceptance and Acknowledgement under Sections 8 and 15 of the Trademark Act

Serial Number: 78118445
Registration Number: 3096261
Registration Date: May 23, 2006
Mark: CROWN ROYAL
Owner: Diageo North America, Inc.

May 19, 2012

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. **The Section 8 declaration is accepted.**

NOTICE OF ACKNOWLEDGEMENT UNDER SECTION 15

The declaration of incontestability filed for the above-identified registration meets the requirements of Section 15 of the Trademark Act, 15 U.S.C. §1065. **The Section 15 declaration is acknowledged.**

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
025

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION

WARNING: Your registration will be canceled if you do not file the documents below during the specified time periods.

Requirements in the First Ten Years

What and When to File: You must file a declaration of use (or excusable nonuse) **and** an application for renewal between the 9th and 10th years after the registration date. See 15 U.S.C. §§1058, 1059.

Requirements in Successive Ten-Year Periods

What and When to File: You must file a declaration of use (or excusable nonuse) **and** an application for renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058, 1059.

Grace Period Filings

The above documents will be considered as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

*****The USPTO WILL NOT SEND ANY FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS. THE REGISTRANT SHOULD CONTACT THE USPTO ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.*****

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SEP 18 2006

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MORGAN, LEWIS & BOCKIUS LLP
TMSU DOCKETED

BY Shen ON 09/18/06



CERTIFICATE OF REGISTRATION PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the United States Patent and Trademark Office; and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are part of this certificate.

To avoid CANCELLATION of the registration, the owner of the registration must submit a declaration of continued use or excusable non-use between the fifth and sixth years after the registration date. (See next page for more information.) Assuming such a declaration is properly filed, the registration will remain in force for ten (10) years, unless terminated by an order of the Commissioner for Trademarks or a federal court. (See next page for information on maintenance requirements for successive ten-year periods.)



Jon W. I. Dudas

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

Requirements in the First Ten Years*

What and When to File:

- First Filing: A Declaration of Continued Use (or Excusable Non-use), filed between the 5th and 6th years after the registration date. (*See* 15 U.S.C. §1058; 37 C.F.R. §2.161.)
- Second Filing: A Declaration of Continued Use (or Excusable Non-use) **and** an Application for Renewal, filed between the 9th and 10th years after the registration date. (*See* 15 U.S.C. §1058 and §1059; 37 C.F.R. §2.161 and 2.183.)

Requirements in Successive Ten-Year Periods*

What and When to File:

- A Declaration of Continued Use (or Excusable Non-use) **and** an Application for Renewal, filed between each 9th and 10th-year period after the date when the first ten-year period ends. (*See* 15 U.S.C. §1058 and §1059; 37 C.F.R. §2.161 and 2.183.)

Grace Period Filings*

There is a six-month grace period for filing the documents listed above, with payment of an additional fee.

The U.S. Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements. Therefore, you should contact the USPTO approximately one year prior to the deadlines set forth above to determine the requirements and fees for submission of the required filings.

NOTE: *Electronic forms for the above documents, as well as information regarding current filing requirements and fees, are available online at the USPTO web site:*

www.uspto.gov

**YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT
FILE THE DOCUMENTS IDENTIFIED ABOVE DURING THE
SPECIFIED TIME PERIODS.**

***Exception for the Extensions of Protection under the Madrid Protocol:**

The holder of an international registration with an extension of protection to the United States must file, under slightly different time periods, a Declaration of Continued Use (or Excusable Non-use) at the USPTO. *See* 15 U.S.C. §1141k; 37 C.F.R. §7.36. The renewal of an international registration, however, must be filed at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol. *See* 15 U.S.C. §1141j; 37 C.F.R. §7.41.

Int. Cl.: 33

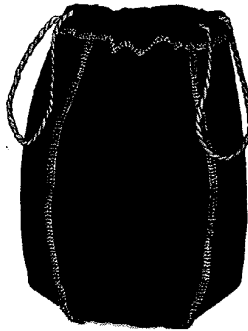
Prior U.S. Cls.: 47 and 49

United States Patent and Trademark Office

Reg. No. 3,137,914

Registered Sep. 5, 2006

**TRADEMARK
PRINCIPAL REGISTER**



DIAGEO NORTH AMERICA, INC. (CONNECTI-
CUT CORPORATION)
801 MAIN AVE
NORWALK, CT 06851

IN BOTH THE STITCHING AND DRAWSTRING OF
THE BAG.

FOR: ALCOHOLIC BEVERAGES, NAMELY, SPIR-
ITS, IN CLASS 33 (U.S. CLS. 47 AND 49).

THE MARK CONSISTS OF A THREE DIMEN-
SIONAL DESIGN OF A PURPLE CLOTH POUCH
BAG WITH GOLD STITCHING AND DRAW-
STRING.

FIRST USE 0-0-1964; IN COMMERCE 0-0-1964.

THE COLORS PURPLE AND GOLD ARE
CLAIMED AS A FEATURE OF THE MARK.

SEC. 2(F).

PURPLE APPEARS IN THE OVERALL COLOR-
ING OF THE BAG DESIGN AND GOLD APPEARS

SER. NO. 78-462,822, FILED 8-5-2004.

JILL C. ALT, EXAMINING ATTORNEY

From: TMOfficialNotices@USPTO.GOV
Sent: Thursday, August 02, 2012 11:01 PM
To: Trademarks
Subject: Trademark RN 3137914: Official Notice of Acceptance and Acknowledgement under Sections 8 and 15 of the Trademark Act

Serial Number: 78462822
Registration Number: 3137914
Registration Date: Sep 5, 2006
Mark: Miscellaneous Design
Owner: Diageo North America, Inc.

Aug 2, 2012

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. The Section 8 declaration is accepted.

NOTICE OF ACKNOWLEDGEMENT UNDER SECTION 15

The declaration of incontestability filed for the above-identified registration meets the requirements of Section 15 of the Trademark Act, 15 U.S.C. §1065. The Section 15 declaration is acknowledged.

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
033

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION

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Requirements in Successive Ten-Year Periods

What and When to File: You must file a declaration of use (or excusable nonuse) and an application for renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058, 1059.

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To view this notice and other documents for this application on-line, go to

<http://tdr.uspto.gov/search.action?sn=78462822>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

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